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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/831,061	08/31/2001	Jean-Yves Bonnefoy	PF86PCTSEQ	1138

7590 02/27/2004

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EXAMINER

DEVI, SARVAMANGALA J N

ART UNIT	PAPER NUMBER
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1645

DATE MAILED: 02/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09/831,061	08/31/01	Bonnefoy et al.	PF86PCTUSSEQ
			<b>EXAMINER</b>
Customer Number 25,666			S. Devi
		<b>ART UNIT</b>	<b>PAPER</b>
		1645	022004

5

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.  
Commissioner of Patents

- 10     1)     The communication filed on 12/08/03 is non-responsive to the prior Office Action mailed  
08/29/03, because claims 25, 27, 28, 31 and 35-39, as amended currently, shift away from the elected  
invention and are now directed to an invention that is independent or distinct from the invention  
originally elected. The previously examined claims were drawn to a method of making a composition  
using an enterobacterium OmpA protein. The claims, as amended currently, encompass a method of  
15     delivering a biologically active substance to antigen presenting cells, which would have been restricted  
from the elected method. The former method is an *in vitro* process which does not share significant  
steps, parameters and objectives with the currently claimed method of delivery.

20     Since the response appears to be *bona fide*, Applicant is required to submit a proper response  
within **ONE (1) MONTH or THIRTY (30) DAYS** from the date of this letter or within the time  
remaining in the response period of the last Office action, whichever is longer within which to supply  
the omission or correction in order to avoid abandonment. **NO EXTENSION OF THIS TIME LIMIT**  
**MAY BE GRANTED UNDER EITHER 37 C.F.R 1.136(a) or (b), but the period for response set in**  
the last Office action may be extended up to a maximum of **SIX MONTHS**.

- 25     2)     Any inquiry concerning this communication or earlier communications from the Examiner  
should be directed to S. Devi, Ph.D., whose telephone number is (571) 272-0854. The Examiner can  
normally be reached on Monday-Friday from 7:15 a.m. to 4:15 p.m. (Eastern Time).

Serial No: 09/831,061  
Art Unit: 1645

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's  
5 supervisor, Lynette Smith, can be reached at (571) 272-0854.

An inquiry of a general nature or relating to the status of the application should be directed to  
the group receptionist whose telephone number is (571) 272-0864.

February, 2004

  
S. DEVI, PH.D.  
PRIMARY EXAMINER